

DOCKET FILE COPY ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

RECEIVED

JAN 05 2000

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
PIONEER TELEPHONE COOPERATIVE, INC.)
PANHANDLE TELEPHONE COOPERATIVE, INC)
EAGLENET, INC.)
)
Joint Petition for Waiver of the)
Definition of "Study Area" in)
the Appendix - Glossary of Part 36)

CC: 96-45

To: The Commission

JOINT PETITION FOR WAIVER

Pioneer Telephone Cooperative, Inc. ("Pioneer"), Panhandle Telephone Cooperative, Inc. ("PTCI") and EagleNet, Inc. ("EagleNet")¹ (hereafter collectively referred to as "Petitioners"), by their attorneys and pursuant to Section 1.3 of the Commission's Rules, 47 C.F.R. § 1.3, hereby request waiver of the definition of "study area" in the Appendix - Glossary of Part 36 of the Commission's Rules, to permit the operation of telephone properties formerly owned by GTE Southwest Incorporated ("GTE") in a manner which will best serve the public interest. Of the 14 exchanges which were the subject of the original 1994 EagleNet acquisition from GTE, six are currently operated by Pioneer. Petitioners seek waiver of the frozen study area definition to allow the association of those six exchanges operated by Pioneer with the existing Pioneer study area.

¹ EagleNet is a wholly-owned subsidiary of PTCI. The PTCI and EagleNet properties are organized as a combined study area and the parties hereto are not seeking any change in that arrangement. For purposes of convenience and clarity, the PTCI/EagleNet study area is referred to herein as the EagleNet study area.

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This waiver is sought to regularize reporting and accounting practices, and to respond in a reasonable and orderly manner to the notification from the National Exchange Carriers Association, Inc. (“NECA”) that it will no longer accept Petitioners’ prior practice of conducting separate studies for each of the EagleNet and Pioneer study areas for consolidation at the Part 69 reporting level. Grant of the requested waiver will enable Petitioners to complete the process of independent operation of the subject exchanges.

Inasmuch as (i) the Corporation Commission of the State of Oklahoma (“OCC”) has no objection to this proposal: (ii) implementation of the Petitioners’ proposal would have a minimal impact on the Universal Service Fund (“USF”), and (iii) the public interest will be served by grant of this request, Petitioners respectfully submit that the factors supporting grant of this Petition are present. In support thereof, Petitioners show the following:

I. Introduction

On February 18, 1994, the Commission released a *Memorandum Opinion and Order*³ granting the petition of EagleNet for waiver of various of the Commission’s Rules to effectuate the proposed sale of 14 rural Oklahoma exchanges (one exchange extends into Texas) from GTE. As noted in the EagleNet petition (and the companion joint petition of GTE and EagleNet), EagleNet and Pioneer had entered into an agreement for the subsequent sale of the assets associated with

² See Order No. 437474 of the OCC, attached hereto as Appendix, Attachment 1.

³ In the Matter of GTE Southwest Incorporated and EagleNet, Inc. Joint Petition for Waiver of Definition of “Study Area” contained in Part 36, Appendix-Glossary of the Commission’s Rules and EagleNet, Inc. Petition for Waiver of Sections 61.41(c) and 69.3(e)(11) of the Commission’s Rules, *Memorandum Opinion and Order*, 9 FCC Rcd 1008 (1994).

certain of those exchanges which were contiguous with the Pioneer exchanges. Since the consummation of that transaction, these six Pioneer exchanges have been associated with the EagleNet study area⁴ for the purpose of performing jurisdictional separations. Although the purchase from GTE was constructed as a consolidated transaction at the insistence of GTE for the purpose of simplification of the regulatory approval process, Petitioners intended and ultimately effectuated their plans to assume ownership and operation of specific portions of the assets.

The purchase of the GTE properties by EagleNet was consummated on May 1, **1994**. Immediately following this transaction, the six subject exchanges were transferred from EagleNet to Pioneer, which has since operated the exchanges independently, but within the parameters of the EagleNet study area. Of the **12,562** access lines which were acquired from GTE, EagleNet assumed operational responsibility for **4,727** access lines, Pioneer assumed operational responsibility for **3,452** access lines and PTCI assumed operational responsibility for **4,383** access lines. Petitioners hereby seek to segregate the Pioneer exchanges and associate these exchanges with the existing Pioneer study area.

Currently, Petitioners conduct separate cost studies and aggregate the ~~data~~ at the Part **69** level for submission to NECA. To accommodate NECA's recent request and to ensure that cost studies accurately reflect the data of both companies, Petitioners submit that it is more efficient, both economically and administratively, for each to report its separate operations within discrete study areas corresponding to each individual operating company. The alternative solution, a consolidated study, may distort the accuracy of cost reporting on a per-company basis. Accordingly, efficient

⁴ As noted above, EagleNet and its parent, PTCI, operate a combined study area in Oklahoma. No disaggregation of the PTCI/EagleNet combined study area is sought.

and economic operation of the acquired properties will be enhanced by waiver of the Commission's frozen study area definition to allow Petitioners to operate **as** requested.

11. Waiver Of The Frozen Study Area Definition Is Warranted.

The Commission froze the study area definition to prevent abuse of and adverse impact on the USF. Because the impact on **USF** will be minimal **as** a result of grant of the requested waiver, and because economic reality will be reflected better through separate study areas than continuation of the current configuration with an artificially consolidated cost study, Petitioners submit that the subscribers in all affected exchanges will benefit from grant of the study area waiver requested herein. Inasmuch **as** the three criteria cited by the Commission in support of prior waiver grants are here present, the public interest is better served by waiver of the Commission's Rules than adherence thereto.⁵

A. State Commission Approval ~~Has~~ Been Obtained.

The OCC approved the Asset Purchase Agreement entered into between GTE and EagleNet and also approved the division of the GTE exchanges among EagleNet, PTCI and Pioneer by an Order dated July **29, 1993**. Upon initiation of operations, each of Pioneer, PTCI and EagleNet filed separate local and intrastate access tariffs (or concurrences) and each **has** since operated independently in conformance with these tariffs and applicable state law. In support of the instant Petition, Petitioners have obtained confirmation that the OCC neither endorses nor objects to the

⁵ "The Commission may exercise its discretion to waive a rule where particular facts would make strict compliance inconsistent with the public interest." *WAIT Radio v. FCC*, **418** F.2d 1153,1159 (D.C. Cir. **1969**).

requested study area waiver.⁶ Accordingly, the Commission's first criteria, state approval of the transaction and subsequent separated operation, has been met. Furthermore, in accordance with the Commission's expectation that state regulatory bodies are informed of proposed changes in study area boundaries, a copy of this Petition is being served simultaneously herewith upon the OCC.

B. The Public Interest Is Served BY Grant Of The Requested Waiver.

Adherence to the study area definition would require that the exchanges acquired by Petitioners continue to be treated artificially as a single study area, as opposed to mirroring the reality of the distinct operational units. The Petitioners' current practice of consolidation of the EagleNet and Pioneer exchanges at a Part 69 reporting level has served as a reasonable surrogate, but consolidated operation no longer appears possible under advice received from NECA. It is anticipated that greater operational efficiencies will be achieved by the continued division of reporting the operations of these independent companies in the form of separation of the subject exchanges into Petitioners' existing study areas. Achievement of these efficiencies will avoid artificially inflated or deflated expenses and thus result in cost-based rates. Petitioners, therefore, respectfully request waiver of the study area definition whereby the Pioneer study area is expanded to include those Pioneer exchanges currently associated with the EagleNet study area.

~~Part~~ **36** of the Commission's Rules "freezes" the definition of "study area" to the boundaries which were in existence on November 15, 1984. Although the rule was adopted to prevent

⁶ See Order No. **437474** of the OCC attached hereto as Appendix, Attachment 1.

segregation of territories to maximize high cost support artificially,⁷ the Commission also recognized that changes "that result from the purchase or sale of exchanges in arms-length transactions" do not necessarily raise the concerns which prompted the freeze.⁸ Inasmuch as Petitioners' acquisition resulted from an arm's length negotiation process, prompted purely by business considerations, the standards for waiver of the freeze are met in this instance.

The current practice of consolidating at a Part 69 level is administratively burdensome, but manageable. Implementation of the NECA directive, however, will result in significant administrative and managerial difficulties. Moreover, if the subject Pioneer exchanges remain within the EagleNet study area and a single PTCI-EagleNet/Pioneer cost study were conducted, the result of such a study would incorrectly reflect costs borne and to be borne in serving each company's subscribers, resulting in a wholly inaccurate basis for determining rates. Clearly, prudent investment and reasonable expenses also differ from company to company. In addition, while these companies now concur in the NECA tariff, one or both of the companies may conclude that individual tariffs are required to ensure reasonable rates for their subscribers while recovering costs.

Grant of the instant request will yield results completely consistent with a major Commission goal of rationalizing costs and cost recovery. Inaccuracies and inconsistencies will result if all subscribers of these exchanges continue to be viewed as the same for study area purposes. Artificial

⁷ See MTS and WATS Market Structure, Amendment of ~~Part~~ 67 of the Rules and Establishment of a Joint Board, *Recommended Decision*, CC Docket Nos. 78-72 and 80-286, 49 Fed. Reg. 48325, at ¶ 65 (Dec. 12, 1984).

⁸ See, e.g., In the Matter of Alltel Corporation Petition for Waiver of Section 36.125(f), Sections 36.154(e)(1) and (2), and the Definition of "Study Area" contained in ~~Part~~ 36, Appendix-Glossary of the Commission's Rules, *Memorandum Opinion and Order*, 5 FCC Rcd 7505 (1990).

aggregation for interstate reporting purposes, followed by disaggregation on a company-specific basis for operational purposes, imposes additional and unnecessary administrative and accounting burdens.

The operational distinctiveness of Petitioners is also a factor favoring grant of the requested relief. The decisions with respect to implementation and timing of upgrades or expansion of service is subject to the reasoned business decisions of two distinct management teams, localized in both oversight and operation. Inasmuch **as** the operations of EagleNet and Pioneer are separate, localized and distinct, it is both artificial and arbitrary to require the fiction of centralized accounting for any purpose.

Grant of the requested waiver would result in subscribers served by each Petitioner being assured that their rates are based on rules applicable to companies of appropriate size and reflective of the actual costs of providing service within individual service areas. It is clear that the underlying purposes of the Commission's Rules are better served by waiver than by adherence to the rules under these circumstances.

C. **USF Impact Is Minimal.**

The impact on **USF** of grant of the requested waiver is minimal.⁹ Under the *US West-Eagle*

⁹ Petitioners estimate that grant of the instant request would increase the aggregate annual USF payments by approximately \$61,500. The current annual USF payment to the study area is **\$1,324,113**. Grant of this waiver would result in an annual increase in payment to Pioneer of approximately \$ 351,000 and an annual reduction in payment to PTCI/EagleNet of approximately \$289,520. *See* Appendix, Attachment **2**. On November **5**, 1999, Pioneer filed a request for removal of the cap on the USF cost allocation support payments established by the Commission's order adopted November 30, 1994, *Memorandum Opinion and Order*, 9 FCC Rcd **7785** (1994). This order authorized the transfer of local exchange facilities consisting of 12 exchanges serving 8,800 access lines into Pioneer's then existing study area.

guideline, no waiver of the rule freezing study area boundaries should result in an annual aggregate shift in USF assistance in an amount equal to or greater than one percent of the total USF, computed on an annualized basis, unless the parties can demonstrate extraordinary public interest benefit.¹⁰ Although this transaction occurred prior to the announcement of the "one percent" guideline, Petitioners' proposal clearly are well within this benchmark. The instant Joint Petition for Waiver, therefore, complies with the Commission's "one percent" rule, **as** set forth in US *West-Eagle*.

Although **USF** support is useful in and in fact targeted toward assisting smaller companies in the provision of universal service, including the deployment of new technology to ensure nationwide enjoyment of advances in telecommunications, Petitioners are not wholly dependant on USF support to operate their properties in an economic and efficient manner. Nonetheless, reasoned ratemaking requires that the costs of serving the subject exchanges are reflected in the rates charged subscribers. From **an** economic perspective, the provision of service cannot be justified absent the opportunity to recover accurately identified costs. Furthermore, inasmuch **as** it apparently will no longer be possible for these exchanges to continue to be combined for reporting purposes, it is also no longer appropriate for these exchanges to be consolidated for ratemaking purposes **as** if GTE still owned the property since the exchanges are operationally distinct. Maintenance **of** this fiction does violence to Commission policies and injures the public interest. The anomalous result of the refusal to grant the subject waivers will be to disadvantage rural America, the intended beneficiaries of the

¹⁰ The Commission announced that the "one percent" guideline is applied to study area waiver requests filed after January 5, 1995. See US **West** Communications, Inc. and Eagle Telecommunications, Inc., Joint Petition for Waiver of the Definition of "Study Area" Contained in Part **36**, Appendix-Glossary of the Commission's Rules, *Memorandum Opinion and Order*, 10 FCC Rcd 1771 (1995), at ¶¶ 14 and 17 ("US *West-Eagle*").

Commission's universal service policies. Moreover, grant of the requested waiver would be consistent with Commission precedent.¹¹

D. USF Funding Should Accommodate Implemented Upgrades.

Petitioners base their analysis of USF impact of the proposed waiver on the investment and plant operated by each company, including the substantial upgrades which have occurred since the initial acquisition.” Petitioners note that, at the time that EagleNet filed its original petition for waiver of various rules to permit the GTE transaction, the Commission had not yet introduced the concept of “capping” USF draws on a post-acquisition basis as a condition of study area waiver grant. Moreover, the Commission has since found that caps of unlimited duration on high cost loop support are not necessary to prevent a potential adverse impact of study area waivers on the high cost support mechanism.¹³ Accordingly, grant of the instant request, without reference to “caps,” is in the public interest inasmuch as it furthers the universal service objective of ensuring that the rural subscribers here at issue will continue to enjoy the same benefits of advanced technology provided their urban counterparts at comparable rates.

¹¹ See, e.g., In the Matters of Petitions for Waivers filed by Bryant Pond Telephone Company, et al., *Memorandum Opinion and Order*, 12 FCC Rcd 1479 (1997).

¹² Petitioners have spent approximately \$10.8 million implementing extensive upgrades to the purchased exchanges over the last five years. The upgrades introduced universal single party service, universal touch tone service, universal equal access, and CLASS and custom calling features.

¹³ See In the Matters of Petitions for Waiver and Reconsideration Concerning Sections 36.611, 36.612, 61.41(c)(2), 69.605(c), 69.3(e)(11) and the Definition of “Study Area” Contained in Part 36 Appendix - Glossary of the Commission's Rules Filed by Copper Valley Telephone, Inc., et al., *Memorandum Opinion and Order on Reconsideration*, DA 99-1845 (rel. Sept. 9, 1999).

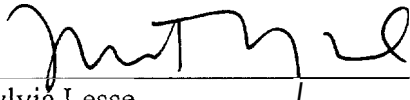
111. Conclusion

Petitioners submit that the public interest will be served better by waiver of the subject rules rather than by adherence thereto, and that the policies which form the basis for these rules will be furthered by grant of the instant waiver request.¹⁴ Good cause having been shown, Petitioners therefore respectfully request grant of this Petition on an expedited basis and that NECA be directed to take the administrative steps necessary to implement such grant.

Respectfully submitted,

PIONEER TELEPHONE COOPERATIVE, INC.

PANHANDLE TELEPHONE COOPERATIVE, INC.
EAGLENET, INC.

By: 
Sylvia Lesse
Margaret Nyland

Their Attorneys

Kraskin, Lesse & Cosson, LLP
2120 L Street, N.W.
Suite 520
Washington, D.C. 20037
(202) 296-8890

December 29, 1999

¹⁴ "The Commission may exercise its discretion to waive a rule where particular facts would make strict compliance inconsistent with the public interest." *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D.C. Cir. 1969).

APPENDIX

ATTACHMENT 1

269

BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA

IN THE MATTER OF THE JOINT)
APPLICATION OF PIONEER TELEPHONE)
COOPERATIVE, INC., PANHANDLE)
TELEPHONE COOPERATIVE, INC., AND) CAUSE NO. PUD 990000745
EAGLENET, INC. FOR AN ORDER NOT)
OPPOSING THE GRANT BY THE FEDERAL)
COMMUNICATIONS COMMISSION OF) ORDER NO. **437474**
THE APPLICANTS' STUDY AREA WAIVER)

HEARING: December 17, 1999 before Robert E. Goldfield, Administrative Law Judge

APPEARANCES: Ron Comingdeer and Mary Kathryn Kunc, Attorneys
Pioneer Telephone Cooperative, Inc., Panhandle
Telephone Cooperative, Inc., and EagleNet, Inc.
Elizabeth Ryan, Assistant General Counsel,
Public Utility Division, Oklahoma Corporation
Commission

ORDER

BY THE COMMISSION:

The Corporation Commission of the State of Oklahoma ("Commission") being regularly in session and the undersigned Commissioners being present and participating, there comes on for consideration and action, the Application of Pioneer Telephone Cooperative, Inc. ("Pioneer"), Panhandle Telephone Cooperative, Inc. ("PTCI"), and EagleNet, Inc. ("EagleNet"), (hereinafter collectively referred to as "Applicants") for an order stating that the Commission does not oppose the grant by the Federal Communications Commission ("FCC") of the Applicants' study area waiver.

On June 11, 1993, the Applicants and GTE Southwest, Incorporated ("GTE") entered into an agreement wherein GTE agreed to sell and the Applicants agreed to buy the telephone plant and properties owned by GTE constituting the Arnett, Beaver, Boise City, Buffalo, Gage, Gate,

Goodwell, Guymon, Keyes, Laverne, Shattuck, Fort Supply, Texhoma, and Waynoka Oklahoma exchanges, as more fully set forth in the agreement. Thereafter, the Applicants and GTE filed an Application in Cause PUD 93-0001532 requesting the Commission to approve the Asset Purchase Agreement entered into between GTE and the Applicants. On July 29, 1993, the Commission issued Order No. 375557 approving the transaction and providing further that upon the final closing of the transaction, and after obtaining the appropriate FCC waivers and transfer of FCC licenses, the Commission shall issue certificates of convenience and necessity to the Applicants. On February 18, 1994, the FCC released a Memorandum Opinion and Order (DA-94-166;AAD 93-94) granting the Petition of EagleNet for waiver of various of the FCC's Rules to effectuate the proposed sale of the fourteen Oklahoma rural exchanges from GTE. As disclosed to the FCC and the Commission, EagleNet and Pioneer had entered into an agreement for the subsequent sale of assets associated with six of the fourteen exchanges which are contiguous with Pioneer exchanges. Since the consummation of that transaction, the six exchanges transferred to Pioneer have been associated with the EagleNet study area for the purpose of performing jurisdictional separations. EagleNet and its parent PTCI operate a combined study area in Oklahoma. No desegregation of the EagleNet/PTCI combined study area is sought from the FCC.

The purchase of the GTE properties by EagleNet was consummated on May 1, 1994. Immediately following this transaction, the six subject exchanges were transferred from EagleNet to Pioneer, which has since operated the exchanges independently, but within the parameters of the EagleNet/PTCI study area. Applicants have caused to be prepared and intend to file a Joint Petition for Waiver of the definition of "study area" as found in the Appendix-Glossary of Part 36 of the FCC's Rules. In order to allow expedited review of petitions for waiver of the FCC's frozen study area rule, the FCC has requested that the Applicants submit a copy of an order, or

other certified document, that states that the State telecommunications regulatory authority **does** not object to the requested study area waiver. The grant of this application by the Commission and the subsequent approval of the FCC of the Applicants' request for waiver of the FCC's frozen study area rule will not have an adverse impact on the jurisdiction of the Commission. Applicants shall not seek reimbursement from the Oklahoma Universal Service Fund as a direct result of the grant by the FCC of the waiver of the frozen study area rule.

The Commission, having considered the arguments of the parties, the record herein, **and** being fully advised in the premises, finds as follows:

The Commission finds it has jurisdiction of **this** Cause by virtue of Article **IX**, **\$18** of the Constitution of Oklahoma, **17 O.S. §131 et seq.**, **18 O.S. §438.1 et seq.**, **OAC 165:55 and OAC 165:5.**

The Commission further finds that the parties have waived notice in this cause.

The Commission further finds that the Federal Communications Commission will not act upon the Applicants' request for study area waiver without notification that the Commission does not object to the grant of such request.

The Commission further finds that it does not oppose, nor does it endorse the **granting** of the request from the FCC.

The Commission further finds that the approval **of this** Application is in the public interest and should be granted.

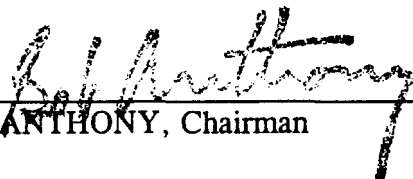
ORDER

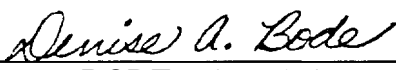
IT IS THEREFORE THE ORDER OF THE CORPORATION COMMISSION **OF** THE STATE OF OKLAHOMA that the Application filed in **this** cause is hereby specifically approved.

IT IS FURTHER ORDERED that the Corporation Commission of Oklahoma does not object to the FCC granting the study area waiver as set forth herein.

IT **IS** FURTHER ORDERED that none of the Applicants herein **may** seek OUSF recovery of any costs or lost revenues directly associated with a waiver of the Study Area requested in this Application.

CORPORATION COMMISSION OF OKLAHOMA


BOB ANTHONY, Chairman


DENISE A. BODE, Vice Chairman


ED APPLE, Commissioner

DONE AND PERFORMED this 21 day of December, 1999.

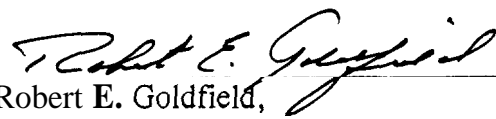
BY ORDER OF THE COMMISSION:


CHARLOTTE W. FLANAGAN, Secretary

REPORT OF THE ADMINISTRATIVE LAW JUDGE

The foregoing Findings and Order *are* the Report and Recommendations of the Administrative Law Judge.

17, 1999
Date


Robert E. Goldfield,
Administrative Law Judge

ATTACHMENT 2

Joint Petition For Waiver Of The Definition Of "STUDY AREA"
PIONEER TELEPHONE COOPERATIVE
PANHANDLE TELEPHONE COOPERATIVE
EAGLENET, INC.

	(a) Current Panhandle Study Area 99-1	(b) Current Study Area w/o Pioneer 6	(c) Current Pioneer Study Area 99-1	(d) Current Pioneer Study Area w/Pioneer Six
1 Study Area USF Cost per Loop	384.26	380.25	407.54	408.71
2 National Average Cost per Loop	251.76	251.76	251.76	251.76
3 115% of Line 2	289.52	289.52	289.52	289.52
4 150% of line 2	377.64	377.64	377.64	377.64
5 Loop Cost In Excess Of 115% and Less than 150%	88.12	88.12	88.12	88.12
6 Loop Cost In Excess Of 150%	6.62	2.61	29.90	31.07
7 Line 5 x 65	57.278	57.278	57.278	57.278
8 Line 6 x 75	4.960	1.960	22.430	23.300
9 Interstate Expense Adjustment/Loop	62.238	59.238	79.708	80.578
10 Total USF Payments for JANUARY 1, 2000 Forward	\$1,324,113	\$1,034,592	\$4,036,413	\$4,387,472
11 Decrease - Panhandle Study Area Without Pioneer Six - Ln11(a) - 11(b)		\$289,521		
12 Increase - Pioneer Study Area With Pioneer Six - Ln11(d) - 11(c)				\$351,059
13 Increase in Aggregate USF Payment* Ln13(d) - 13(b)				<u>\$61,538</u>

DECLARATION OF RICHARD RUHL

I, Richard Ruhl, General Manager of Pioneer Telephone Cooperative, Inc., do hereby declare under penalty of perjury that I have read the foregoing "Joint Petition for Waiver" and that the facts stated therein are true and correct, to the best of my knowledge, information and belief

A handwritten signature in cursive script, appearing to read "Richard Ruhl", is written above a horizontal line.

Richard Ruhl

Dated: 12-14-99

DECLARATION OF RON STRECKER

I, Ron Strecker, Chief Executive Officer of Panhandle Telephone Cooperative, Inc. and EagleNet, Inc., do hereby declare under penalty of perjury that I have read the foregoing "Joint Petition for Waiver" and that the facts stated therein are true and correct, to the best of my knowledge, information and belief



Ron Strecker

Dated: 12-3-99

CERTIFICATE OF SERVICE

I, Alexis R. Byrd, of Kraskin, Lesse & Cosson, LLP, 2120 L Street, NW, Suite 520, Washington, DC 20037, hereby certify that a copy of the foregoing "Joint Petition For Waiver" was served this 29th day of December, 1999, by hand delivery, to the following parties:


Alexis R. Byrd

Kenneth P. Moran, Chief
Accounting Safeguards Division
Common Carrier Bureau
Federal Communications Commission
445 12th Street, SW, Room 6-C463
Washington, DC 20554

Tim Peterson, Deputy Chief
Accounting Safeguards Division
Common Carrier Bureau
Federal Communications Commission
445 12th Street, SW, Room 6-C466
Washington, DC 20554

Irene Flannery, Chief
Accounting Policy Division
Common Carrier Bureau
Federal Communications Commission
445 12th Street, SW, Room 5-A426
Washington, DC 20554

Ms. Adrian Wright
Accounting Policy Division
Common Carrier Bureau
Federal Communications Commission
Washington, DC 20554

Bob Anthony, Chairman *
Denise A. Bode, Vice Chairman
Ed Apple, Commissioner
Corporation Commission of Oklahoma
Jim **Thorpe** Office Building, 4th Floor
Oklahoma City, OK 73105

International Transcription Services
1231 20th Street, NW
Washington, DC 20554

***Via U.S. Mail**



**PIONEER TELEPHONE COOPERATIVE, INC.
GENERAL & OPERATING FUND**

108 E. ROBBERTSAVE PH 405-375-4111
P.O. BOX 539
KINGFISHER, OK 73750-0539

PEOPLE FIRST
KINGFISHER ALICAMA

145163

December 18, 1999

86-279
1031

PAY FIVE THOUSAND NINE HUNDRED SIXTY AND 00/100----- **DOLLARS** 5960.00

TO
THE
ORDER
OF

FEDERAL COMMUNICATIONS COMMISSION




⑈145163⑈ ⑆103102795⑆ ⑈0001686⑈

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

APPROVED BY OMO 3060-0589

(1) LOCKBOX # 358140

PAGE NO 1 OF 1

SPECIAL USE

FCC USE ONLY

(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card)

(3) TOTAL AMOUNT PAID (dollars and cents)

Pioneer Telephone Cooperative, Inc.

\$ 5,960.00

(4) STREET ADDRESS LINE NO. 1

108 E. Robberts Avenue

(5) STREET ADDRESS LINE NO. 2

P.O. Box 539

(6) CITY

Kingfisher

(7) STATE

OK

(8) ZIP CODE

73750

(9) DAYTIME TELEPHONE NUMBER (include area code)

(405) 335-4111

(10) COUNTRY CODE (if not in U.S.A.)

IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)

SECTION B - APPLICANT INFORMATION

(11) APPLICANT NAME (if paying by credit card, enter name exactly as it appears on your card)

(12) STREET ADDRESS LINE NO. 1

(13) STREET ADDRESS LINE NO. 2

(14) CITY

(15) STATE

(16) ZIP CODE

(17) DAYTIME TELEPHONE NUMBER (include area code)

(18) COUNTRY CODE (if not in U.S.A.)

COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEETS (FORM 159-C)

SECTION C - PAYMENT INFORMATION

(19A) FCC CALL SIGN/OTHER ID

(20A) PAYMENT TYPE CODE (PTC)

(21A) QUANTITY

(22A) FEE DUE FOR (PTC) IN BLOCK 20A

FCC USE ONLY

B

E

A

1

\$ 5,960.00

(23A) FCC CODE 1

(24A) FCC CODE 2

(19B) FCC CALL SIGN/OTHER ID

(20B) PAYMENT TYPE CODE (PTC)

(21B) QUANTITY

(22B) FEE DUE FOR (PTC) IN BLOCK 20B

FCC USE ONLY

(23B) FCC CODE 1

(24B) FCC CODE 2

(19C) FCC CALL SIGN/OTHER ID

(20C) PAYMENT TYPE CODE (PTC)

(21C) QUANTITY

(22C) FEE DUE FOR (PTC) IN BLOCK 20C

FCC USE ONLY

(23C) FCC CODE 1

(24C) FCC CODE 2

(19D) FCC CALL SIGN/OTHER ID

(20D) PAYMENT TYPE CODE (PTC)

(21D) QUANTITY

(22D) FEE DUE FOR (PTC) IN BLOCK 20D

FCC USE ONLY

(23D) FCC CODE 1

(24D) FCC CODE 2

SECTION D - TAXPAYER INFORMATION (REQUIRED)

(25)

PAYER TIN

0

7

3

0

6

1

8

7

1

5

APPLICANT TIN

0

SECTION E - CERTIFICATION

(27) CERTIFICATION STATEMENT

I, _____, Certify under penalty of perjury that the foregoing and supporting information

(PRINT NAME)

are true and correct to the best of my knowledge, information and belief. SIGNATURE _____

SECTION F - CREDIT CARD PAYMENT INFORMATION

(28)

MASTERCARD/VISA ACCOUNT NUMBER

EXPIRATION DATE:

MASTERCARD

VISA

I hereby authorize the FCC to charge my VISA or MASTERCARD
for the services/authorizations herein described

AUTHORIZED SIGNATURE

MONTH YEAR

DATE